

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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2004 OCT 29 P 12:38

Bay Mortgage Services, Inc. )  
and Peter J. Lucido, )  
Plaintiffs )  
v. )  
USBancorp, )  
Defendant )

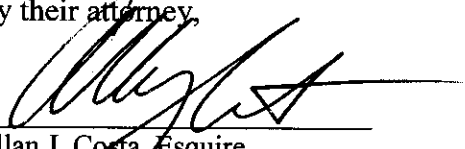
U.S. DISTRICT COURT  
DISTRICT OF MASS

CIVIL CASE NO. 04-CV-12201 DPW


STIPULATION TO STAY AUTOMATIC DISCOVERY

The parties in the above-captioned matter hereby stipulate to a stay of the automatic discovery provisions contained in Fed.R.Civ.P. 26(a)(1). This stay shall remain in effect until such time as this Honorable Court rules on Defendant's Motion to Dismiss.

Respectfully Submitted  
THE PLAINTIFFS,  
Bay Mortgage Services, Inc.  
and Peter J. Lucido,  
By their attorney,

  
Allan J. Costa, Esquire  
BBO #544015  
Triffetti & Costa, P.C.  
124 Long Pond Road  
Plymouth, MA 02360  
(508) 746-1464

Respectfully Submitted  
THE DEFENDANT,  
USBancorp  
By Its Attorney,

  
Michael H. Theodore, Esquire  
BBO #565098  
Cohn & Dussi, LLC  
25 Burlington Mall Road, 6<sup>th</sup> Floor  
Burlington, MA 01803-4158  
(508) 494-0200

Dated: October 26, 2004